

Attorney Docket No. 020306
Customer No. 23,696

REMARKS

Claims 1-77 are pending in the present application. The claims have been amended to overcome the rejections under 35 U.S.C. 112 and 35 U.S.C. 101. Support for the claim amendments can be found in the specification and drawings, in particular, in paragraph 0120-0123 of US2005/0047491 (published version of the present application). No new matter has been added. Applicant believes that the present application as amended is now in condition for allowance of which prompt and favorable action is respectfully requested.

35 U.S. C. 112 Rejection

Claims 68-72 were rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. In particular, the Office Action commented that claim 68 is an apparatus claim but the body of the claim appears to recite method steps. As amended, claim 68 recites an apparatus comprising a processor and a memory coupled to the processor. And, in particular, the memory stores software codes that include instructions to be implemented by the processor to perform particular functions. Thus, the subject matter of the amended claim 68, and its dependent claims, is particularly pointed out and distinctly claimed, and withdrawal of the 112 rejection is respectfully requested.

35 U.S. C. 101 Rejection

Claims 73-77 were rejected under 35 U.S.C. 101 because the claimed invention is directed to non-statutory subject matter. As amended, claim 73 recites a computer-

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readable medium including program code stored thereon, comprising program codes for performing particular functions. Based on the comment in the Office Action on page 4 that "a claimed computer-readable medium encoded with a computer program..." is statutory, Applicant respectfully requests the withdrawal of the 35 U.S.C. 101 in view of the amendment to claims 73-77.

ALLOWABLE SUBJECT MATTER

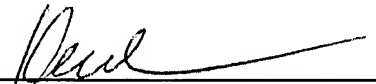
Applicant thanks the Examiner for indicating the allowability of claims 1-67.

REQUEST FOR ALLOWANCE

In view of the foregoing, Applicant submits that all pending claims in the application are patentable. Accordingly, reconsideration and allowance of this application are earnestly solicited. Applicant does not believe that any fees are due regarding this amendment. However, if any fees are required, please charge Deposit Account No. 17-0026. Applicant encourages the Examiner to telephone the Applicant's attorney should any issues remain.

Respectfully submitted,

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